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9 UNITED STATES DISTRICT COURT
10 FOR THE EASTERN DISTRICT OF CALIFORNIA

11 JEHU HAND,

12 Petitioner,

13 v.

14 WARDEN OF FCI HERLONG,

15 Respondent.
16

No. 2:20-cv-2320 JAM JDP (HC)

17 ORDER

18 Petitioner, a former federal prisoner proceeding pro se, has filed this application for a writ
19 of habeas corpus pursuant to 28 U.S.C. § 2241. The matter was referred to a United States
20 Magistrate Judge pursuant to 28 U.S.C. § 636(b)(1)(B) and Local Rule 302.

21 On February 23, 2021, the magistrate judge filed findings and recommendations herein
22 which were served on all parties and which contained notice to all parties that any objections to
23 the findings and recommendations were to be filed within fourteen days. Petitioner has filed
24 objections to the findings and recommendations.

25 In accordance with the provisions of 28 U.S.C. § 636(b)(1)(C) and Local Rule 304, this
26 court has conducted a de novo review of this case. Having carefully reviewed the entire file, the
27 court finds the findings and recommendations to be supported by the record and by proper
28 analysis.

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Accordingly, IT IS HEREBY ORDERED that:

1. The findings and recommendations filed February 23, 2021, are adopted in full;
2. Respondent’s motion to dismiss (ECF No. 10) is granted and the petition is dismissed without prejudice;
3. Petitioner’s motion for preliminary injunction (ECF No. 7) is denied as moot; and
4. The court declines to issue the certificate of appealability referenced in 28 U.S.C. § 2253.

DATED: April 30, 2021

/s/ John A. Mendez
THE HONORABLE JOHN A. MENDEZ
UNITED STATES DISTRICT COURT JUDGE